## THE STATE BOARD OF REGISTRATION FOR THE HEALING ARTS State of Missouri

STATE BOARD OF REGISTRATION	)	
FOR THE HEALING ARTS,	)	
	)	
Petitioner,	)	
VS.	)	Case No. 2005-006772
	)	
AMBROSE WOTORSON, SR., D.O.,	)	
	)	
Respondent.	)	

# FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER REVOKING THE LICENSE OF AMBROSE WOTORSON, SR. D.O.

The Missouri State Board of Registration for the Healing Arts, pursuant to notice and at its regularly scheduled meeting on July 13, 2007, took up a complaint alleging that Ambrose Wotorson, Sr., D.O., had been convicted of a felony, and was therefore subject to license revocation pursuant to the provisions of § 334.103.1 RSMo.

The Board was represented by its general counsel, Sreenu Dandamudi. Dr. Wotorson appeared neither personally nor by counsel. Division of Professional Registration Senior Legal Counsel David Barrett served as the Board's legal advisor at the hearing, during deliberations, and in preparing this Order.

Testimony was adduced, an exhibit was received into evidence, and the argument of counsel was heard. The Board now enters its Findings of Fact, Conclusions of Law and Order Revoking the Physician and Surgeon's License of Ambrose Wotorson, Sr., D.O.

#### **Findings of Fact**

- 1. The Board of Registration for the Healing Arts (Board) is an agency of the State of Missouri, created and established pursuant to § 334.120 RSMo., for the purpose of executing and enforcing the provisions of Chapter 334, RSMo.
- 2. Ambrose Wotorson, Sr., D.O., (Wotorson) was licensed as a physician and surgeon, number R8P67, on December 12. 1991. That license expired on January 31, 2006, and has not been renewed.
- 3. On February 24, 2006, Wotorson pled guilty to health care fraud and criminal forfeitures in the United States District Court for the Western District of Missouri. The court imposed a sentence of 12 months and one day imprisonment, restitution payments of \$1,000,000, and other forfeitures, disabilities and conditions, on March 5, 2007.
  - 4. A prison sentence of more than one year is a felony under federal law.
- 5. The offense in question, on its face, was reasonably related to the qualifications, functions or duties of the profession; was for a felony offense of which essential elements were fraud or dishonesty; and involved moral turpitude.
- 6. Notice of these proceedings was mailed to Wotorson at his last known address, the federal correctional institution in Cumberland, Maryland. There is no reason to believe that Wotorson did not receive a copy of the complaint and notice of the hearing.

#### Conclusions of Law

- A. Wotorson committed a felony criminal offense reasonably related to the qualifications, functions or duties of the profession; of which essential elements were fraud or dishonesty; and involving moral turpitude.
- B. Pursuant to the provisions of § 334.103.1 RSMo., the board has no choice in these circumstances but to revoke Wotorson's license as a physician and surgeon.
- C. Pursuant to § 334.100.5 RSMo., in any order of revocation the Board may provide that the person may not apply for reinstatement of the person's license for a period of time ranging from two to seven years following the date of the order of revocation; stay orders toll this time period.

### **Disciplinary Order**

Upon the foregoing findings of fact and conclusions of law, it is the decision and order of the State Board of Registration for the Healing Arts that the physician's license of Ambrose Wotorson, Sr., D.O., be and is hereby REVOKED.

- Dr. Wotorson shall immediately cease the practice of the healing arts, and shall within ten days of the date of this order return all indicia of licensure to the Board.
- Dr. Wotorson shall not apply for reinstatement for a period of two years and one day from the date of this order.

Dr. Wotorson is cautioned that his obedience to the terms of this order and his discharge of his professional obligation to transfer his patients' care and records to other physicians will be assessed by the Board upon any application for reinstatement.

So ordered this <u>9</u> day of August, 2007.

State Board of Registration for the Healing Arts

Tina Steinman

**Executive Director**